

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

UNITED STATES OF AMERICA, )  
Plaintiff, )  
v. ) 2:11-CR-063-JCM-(CWH)  
JOSEPH RAMIREZ, )  
Defendant. )

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**AMENDED PRELIMINARY ORDER OF FORFEITURE**

This Court finds that on June 21, 2011, defendant JOSEPH RAMIREZ pled guilty to Counts One through Three of a Three-Count Criminal Indictment charging him in Count One with Conspiracy to Commit Trafficking in, Production and Use of Counterfeit Access Devices and Fraudulent Transactions with Access Devices Issued to Other Persons in violation of Title 18, United States Code, Sections 371 and 1029(a)(1) and (5); in Count Two with Fraudulent Transactions with Access Devices Issued to Other Persons in violation of Title 18, United States Code, Section 1029(a)(5); and in Count Three with Trafficking in, Production and Use of Counterfeit Access Devices in violation of Title 18, United States Code, Section 1029(a)(1). Indictment, ECF No. 1; Minutes of Change of Plea Proceedings, ECF No. 69; Plea Memorandum, ECF No. 71.

This Court finds defendant JOSEPH RAMIREZ agreed to the forfeiture of the property set forth in Forfeiture Allegations of the Criminal Indictment and agreed to in the Plea Memorandum. Indictment, ECF No. 1; Minutes of Change of Plea Proceedings, ECF No. 69; Plea Memorandum, ECF No. 71.

1        This Court finds, pursuant to Fed. R. Crim. P. 32.2(b)(1) and (2), the United States of  
2 America has shown the requisite nexus between property set forth in the Forfeiture Allegations of the  
3 Criminal Indictment and agreed to in the Plea Memorandum, and the offenses to which defendant  
4 JOSEPH RAMIREZ pled guilty. Indictment, ECF No. 1; Minutes of Change of Plea Proceedings, ECF  
5 No. 69; Plea Memorandum, ECF No. 71.

6        The following assets are subject to forfeiture pursuant to Title 18, United States Code, Section  
7 981(a)(1)(C) and Title 28, United States Code, Section 2461(c); Title 18, United States Code, Section  
8 982(a)(2)(B); and Title 18, United States Code, Section 1029(c)(1)(C):

- 9              1.        Motorola cell phone S/N SJUG5546AF;
- 10             2.        Blackberry cell phone IMEI# 358453021785810;
- 11             3.        Any and all funds in Bank of America account 5010-0002-7032 in the  
12                amount of \$4,453.94;
- 13             4.        \$10,940 in United States Currency (seized from Joseph Ramirez);
- 14             5.        Glock 21, serial number NHP 408 (with 2 magazines);
- 15             6.        Dragonov rifle, serial number D029-75 (with scope and 2 magazines);
- 16             7.        Two swords in case, unknown make/model;
- 17             8.        Ammo can with .308 rounds;
- 18             9.        2005 Black Harley Davidson Sportster, VIN# 1HD1CGP195K453157;
- 19             10.       Any and all funds in Bank of America Account No. 11020-11128 in the  
20                amount of \$15,035.38;
- 21             11.       Any and all funds in Bank of America Account No. 5010-0865-1073 in the  
22                amount of \$2,897.31;
- 23             12.       2007 Grey Dodge Ram, 1500 Quad Cab, VIN# 1D7HA18267S266252;
- 24             13.       Black 1999 RE/MAX International Convention laptop bag;
- 25             14.       Unitech MSR206u magnetic card reader;
- 26             15.       Magnetic card reader power cord;



1 Players Club card with PIN number 1723

2 Players Club card with PIN number 3188;

3 25. Disk located in disk drive of Toshiba laptop, identified as MSR 206U 1.

4 Demo 2. Programmer's Manual 3. USB Driver; and

5 26. An *in personam* criminal forfeiture money judgment of \$863,895.00 in United  
6 States Currency ("property").

7 This Court finds the United States of America is now entitled to, and should, reduce the  
8 aforementioned property to the possession of the United States of America.

9 NOW THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that the  
10 United States of America should seize the aforementioned property.

11 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED all right, title, and interest of  
12 JOSEPH RAMIREZ in the aforementioned property is forfeited and is vested in the United States of  
13 America and shall be safely held by the United States of America until further order of the Court.

14 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the United States of America  
15 shall publish for at least thirty (30) consecutive days on the official internet government forfeiture  
16 website, www.forfeiture.gov, notice of this Order, which shall describe the forfeited property, state  
17 the time under the applicable statute when a petition contesting the forfeiture must be filed, and state  
18 the name and contact information for the government attorney to be served with the petition, pursuant  
19 to Fed. R. Crim. P. 32.2(b)(6) and Title 21, United States Code, Section 853(n)(2).

20 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a petition, if any, must be filed  
21 with the Clerk of the Court, 333 Las Vegas Boulevard South, Las Vegas, Nevada 89101.

22 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a copy of the petition, if any,  
23 shall be served upon the Asset Forfeiture Attorney of the United States Attorney's Office at the  
24 following address at the time of filing:

25 Michael A. Humphreys  
26 Assistant United States Attorney  
Daniel D. Hollingsworth

1 Assistant United States Attorney  
2 Lloyd D. George United States Courthouse  
3 333 Las Vegas Boulevard South, Suite 5000  
4 Las Vegas, Nevada 89101.

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6 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the notice described herein  
7 need not be published in the event a Declaration of Forfeiture is issued by the appropriate agency  
8 following publication of notice of seizure and intent to administratively forfeit the above-described  
9 property.

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11 DATED October 1, 2012.  
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14 Dennis C. Mahan  
15 UNITED STATES DISTRICT JUDGE  
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